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PRICE TWO CENTS.

BUY OFF MRS. FAIR'S MOTHER

FAIR'S RELATIVES PAY LARGE

SUM TO AVOID [A] CONTEST.

Probably \$500,000-Mrs. Nelson and Her

Children Give Up Claim to Property

Left by the Fairs-Mrs. Gelrichs and

Mrs. W. K. Vanderbilt, Jr., Get All.

SAN FRANCISCO, Aug. 27 .- There will be

no contest over the estate of either Charles

L. Fair or his wife by Mrs. Fair's relatives.

Mrs. Harriet E. Nelson, mother of Mrs.

Fair, on behalf of herself and her children,

to-day relinquished all claim against the

estates of Fair and his wife, receiving

a certain sum in cash. The attorneys

wouldn't disclose the amount paid, but it

By the terms of the compact Mrs. Nelson

and, through her, the brothers of Mrs. Fair

receive the money, in exchange for which

they renounce all claims. The estate of

Charles L. Fair goes entirely to his rela-

tives, Mrs. Hermann Oelrichs and Mrs.

W. K. Vanderbilt, Jr., who will also receive

The only possibility of future trouble lies

in a discovery of a late will of Charles L.

Fair leaving his property to others than his

kinfolk and his wife. That such a will

exists, or did exist, at one time is stated

in positive terms by several of Fair's friends.

who find they have received no part of his

Mrs. Nelson has announced her inten-

tion of making her home in California.

Her sons, Charles J. Smith of Boulder, Col.

and Abraham G. Nelson of New Market,

FAIR BODIES SENT FROM PARIS

Will Be Shipped to This Country on the

St. Louis.

Paris, Aug. 27.-The bodies of Mr. and

Mrs. Charles Fair were withdrawn from

the Madeleine to-night. A priest blessed

The bodies were removed to the railway

station, where they were packed in sep-

arate deal cases. They will be shipped

to New York on the American Line steam-

ship St. Louis. There were a few wreaths

on the cases in the railway carriage which

HORSES DIE IN HARD RACE.

Frenchmen Win Military Ride From Brus-

sels to Ostend, 82 1-2 Miles.

will be removed before they reach Havre.

them before they were taken away.

Special Cable Desparch to THE SUN

N. J., will remain here for some time.

all of Mrs. Fair's property.

is said to be \$500,000.

millions.

LIGURIA RAMMED IN THE BAY. THREE HOLES TORN IN CROWDED

IMMIGRANT SHIP'S SIDE.

crew Prevents the Frightened Steerage Passengers From Jumping Overboard Peconic, Which Hit Her, Forced to Put Back-Hole in Her Bow.

The steamship Liguria of the Italian Hoval Mail Steamship Company carrying 1,015 passengers, most of them immigrants from Italian ports, was run into yesterday afternoon just as she was coming into Quarantine by the fruit steamship Peconic which had just cleared at the Mediterranean stores and was bound out for Med-

terranean ports. The bow of the fruiter struck the liner on the port bow a foot or so above the water hne, crashing through her iron plates and making a hole which exposed all her steerage quarters to view. This hole was about to feet by 10. The bow of the Peconic struck in three other places on the liner's side, also making smaller holes, the most serious of which was one about two feet below the waterline, amidships. The hole opened into the engine rooms, but before serious damage from flooding resulted, it was patched up, as were the other holes. and the liner was able to reach her pier. The collision resulted in a panic among he immigrants which was checked only by the coolness of the Liguria's officers and crew. Fortunately all of the immigrants were on deck

The Pecenic's bow was stove in and she had to return to her dock. Nobody was hurt on either vessel.

The Liguria, which is commanded by Capt. Montano, is one of the newer vessels of the line. She sailed from Naples on Aug. 13 with 959 steerage passengers and 56 cabin passengers, among the latter being the Rev. Dr. Van De Water, rector of St. Andrew's Church, and the Most Hav. Thomas Rodriguez, head of the Augus-

The Liguria outside of Quarantine picked up Pilot Kramer, who was in charge of the ship when the accident happened, although capt Montano and most of his officers

were on the bridge. According to the captain, the Peconic was heading out, but well in under the Staten Island shore. Opposite and on the Liguria's starboard was another steamer passing out. The Liguria was heading between the two, and to notify the Peconic capt. Montano says he blew his whistle

The Peconic did not answer for several minutes, and then suddenly blew two whistles, the signal that she was going to oss the Liguria's bow. Those on the Liguria saw her helm put over at the same ime, and it was apparent to all that there was imminent danger of a collision. The Liguria gave three sharp blasts, the signal that she was going astern. The captain also rang for the liner's engines to be reversed. Had the Peconic's captain done he same thing, Capt. Montano says, there would have been no collision. The Liguria, they say, continued on at the same speed. The liner did not back fast enough to get out of the Peconic's way.

There was a crash and the fron prow of the Peconic went through the Liguria's side as a man's foot would go through the ide of a peach basket. A second later the Peconic bounded back. Then she came n again, striking the liner amidships. Then the two ships drew apart.

All of the immigrants were crowded on the Liguria's forward deck. As they saw the bow of the other ship coming at them, men, women and children joined in a yell of terror. There was a rush for other side of the ship, till it looked as hough many were being trampled to death. number of the immigrants tried to jump verboard, but were restrained. Capt. Montano ordered all of the officers

and crew to hasten to that part of the vessel. The men went among the immigrants, many of whom were on their knees. A number of the women who were hysterical were taken aft, and this helped to quiet the

men.

Every one on the ship was ordered to go to the port side, and at the same time the water ballast was shifted to that side. This gave the ship such a list to port that the big hole was several feet above water. In the meantime machinists had patched up the hole that was letting water into the engine room, and in about fifteen minutes it was seen that the ship could proceed to Quarantine, which she reached at 4:45. There canvas was fastened over the hole in the bow, and in this crippled condition the liner crept up to her pier, at the foot of West Thirty-fourth street. All the way up her passengers had to keep on the port

Dr. Van De Water said he was standing on the promenade deck when the collison

occurred.

"I was on the port side," he said, "and heard the Liguria give one blast. I did not hear the Peconic give any signal for several minutes. Then she gave two blasts and started to cross our bows. There was an awful crash, like a cannon shot, and the excitement among the Italians was terrible. The crew in a minute seemed to be everywhere among them. I can't say too much in admiration of their conduct.

Pilot Kramer refused to make a statement beyond saying that it was the Peconic's fault, as she had altered her course without reason. Capt. Montano said:

"We were coming in under slow speed and the Pecconic of the second saying the second saying

reason. Capt. Montano said:
"We were coming in under slow speed and the Peconic had all the room she wanted to pass us on the port side. We gave the first signal, one blast, that we would pass the Peconic to port. We did not get any answer for some time. Then, to our surprise, we heard two blasts and saw the Peconic start to cross our bow. I don't know what was the matter on that ship, but something went wrong. I ordered the but something went wrong. I ordered the engines at once reversed, giving three blasts, and expected the Peconic would do the same. If she did we could not see it nor did we hear any signal. She seemed to ome right on, and struck us in about three minutes. To us it seemed as though those on the Peconic suddenly went crazy."

The head of the Augustinians was standing near Dr. Van De Water when the Liguria was struck. He did not seem surprised at all. Some one asked him if he was scared.

"Not at all," said he. "I have never seen so many ships in my life as in this harbor, and I had already transfer to the standard and all and all asked to the said the said

and I had already made up my mind that collisions were the usual things here and that we would be hit. I think it very wonderful that every ship isn't hit."

The Liguria will probably be a month or more in dry dock. At her pier last pickt. more in dry dock. At her pier last night einterior of the ship could be seen through the hole, with the iron bunks of the immi-

ants twisted out of shape. The Liguria is of 3,323 tons and was built t year at Sestri. She is a twelve-day ip from Naples.

Peconic reached her berth in the Mediterranean stores at the foot of Montawelve feet square had been torn in her ort side, near the bow, running from the saterline to the deck. If the hole had een a scant six inches longer the colli on bulkhead would have been penetrated

Special Trains, Sept. 1 and 2. Ma Lackawanna Raifrond, leaving Tobyhanna E 45 P. M., Sept. 1, and 5:45 A. M., Sept. 2, stopping Mount Pocono, Delaware Water Gap and all resorts in Pocono Mountains. No stop between the Gap and New York.—Adv

and, as Capt, John Mills said, the Peconic would have gone to the bottem like a shot. The iron prow of the vessel was cut clean off to within three feet of the waterline. The rest of it, above and below the water-line, had been bent so by the force of the impact as to be at right angles to its normal position. The cargo was un

Capt. Mills was not inclined to discuss Capt. Mills was not inclined to discuss the cause of the collision,
"It was an accident, of course," said the captain. "We were going out and they were coming in just beyond Quarantine. Our pilot, Thompson, had charge of the Peconic. There wasn't much room to manœuvre in, and it looked as if they tried to cross our bows. We gave the proper signals and when we saw that the collision was unavoidable we rang full

speed astern.
"The bow of our boat ripped a hole in the Liguria's side, and we got a good smart rap ourselves."

Frederick Goddard, superintendent for Phelps Bros. & Co., agents for the Peconic, said that the collision was due solely to the Liguria's attempt to cross the Peconic's bows, and added that a ship just ahead of the Peconic had been compelled

to circle to get away from the Liguria. The Peconic is an iron vessel, built in averpool in 1881. Her length is 277 feet consists of twenty-four and six officers.

EARL'S SON WEDS AMERICAN GIRL.

Capt. Ogilvy, a Colorado Ranch Owner, Will Take His Bride to Castle Airlie. DENVER, Col., Aug. 27.-The Hon. Lyulph

3. S. Ogilvy, known throughout the West as "Lord" Ogilvy, was married to-day at Waterdale, Col., to Miss Edith Gertrude Boothroyd, daughter of a wealthy farmer of Larimer county. Capt. Ogilyv is a son of the Earl of Airlie, who brought him to Colorado twenty years ago, purchased a large tract of land in Weld county and installed the son as a farmer and stock raiser.

On the outbreak of the war with Spain Ogilvy enlisted in the First Colorado Infantry, but, fearing it would not go to the front, secured a transfer to Torrey's Rough Riders. The Colorado regiment helped capture Manila, but Torrey's regiment never left America. Capt. Ogilvy returned to his ranch and remained until the Boer war broke out, when he went to South Africa. Instead of joining the army on the coast, he made a perilous trip across the veldt until he met Brabant's Horse, in which he enlisted as a private and rose

rapidly in rank, becoming a Captain before the war closed.

Capt. Ogilvy and his bride will soon leave for Castle Airlie, Scotland and later make a tour of Europe.

YERKES TELLS OF HIS TUNNEL. It Will Double London's Railroad Travel,

He Says-Ready in 18 Months. Charles T. Yerkes, the former Chicago street railroad man, who is now giving London a new underground railroad system, operated by electricity, arrived with Mrs. Yerkes last night on the steamship Majestic. He said:

"We started our work two years ago and have made great progress. We have obtained from Parliament four different franchises, and when our new roads are finished we will have sixty-six miles of double tracks with connections which will add forty mflas more.

"The London underground is now carry ing 200,000,000 persons a year. Our roads will increase that amount from 50 to 100 per cent. They will be in operation in eighteen months. We will have three stations to the mile, operate 1,000 cars, and use the third rail system

Mr. Yerkes was asked if he had brought over any pictures. He said he had been afraid to on account of the high tariff. "I hope that Congress will see its way clear to remove the high tariff on works of art," he added. "I am sure that many such works purchased abroad by wealthy

Americans would find their way into out public art galleries and museums were the tariff removed, and our artists who are now obliged to go abroad to study might have equal facilities here."

There was also on the Majestic Gen. J. H. Wilson, who represented the United States Army at the coronation. He saw the King, Gen. Wilson said, and shook hands with him. The King was looking well. Other passengers were Bishop Hartzell, the white missionary sent by the well. Other passengers were Bishop Hartzell, the white missionary sent by the African M. E. Church to the missions in East, South and West Africa; the Right Hon. Sir Edward Barton, G. C. M. G., and Lady Barton, Bishop Churton, Richard Van Cott, the Right Hon. Sir John Forest, G. C. M. G., and Lady Forest, W. R. Hearst, Col. Frank Merrill, Dean O'Connell, W. H. Pillsbury and C. L. Tiffany.

WOULD-BE POLICEMAN FOOLED. Questions They Bought in Advance Were Not Asked.

Col. Willis D. Ogden, president of the Civil Service Board, has been examining 1,300 men who want to become policemen. He told those of them who faced him yesterday for final examination in the Grand Central Palace that if any of their number had paid for a set of the questions to be asked and would tell him about it he would put him in the way of getting his money back. Nobody would admit having bought the question paper. Col. Ogden, when seen last night, would not talk about the matter, but admitted that he had spoken

matter, but admitted that he had spoken to the candidates.
"I cannot talk about the cribbing of the papers," he said, "but I want to say that it is our aim to have fair and honest examinations and not the disgraceful farces that

have occurred in the past

If any of the men examined yesterday
had secured question papers in advance,
they were doomed to disappointment, for
the Civil Service Board had prepared a new set for the aspirants to answer.

JEWELRY THIEF CAUGHT.

Half of the Diamonds Cohen Skipped to Canada With Recovered.

Word was received at Police Headquarters last night that Louis Cohen of this city had been arrested in Montreal, on a warrant charging him with having stolen \$10,000 worth of diamonds from Joseph Robinson, a jeweler of 118 Bowery, on Aug. 16.

Aug. 16.
Cohen was a jewelry salesman who did
business on the East Side, and often took
diamonds from Robinson on memorandum. Robinson had trusted him for large amounts before, and on Aug. 16, turned over \$10,000

before, and on Aug. 16, turned over \$10,000 worth of stones to him.

Later in the day Robinson learned that Cohen had left town with the diamonds. He notified the police, who ascertained that a man answering the description of Cohen had been seen buying a ticket for Montreal. Detective Rosenburg was sent there and arrested Cohen yesterday. The detective sent word that he had recovered \$5,000 worth of the stolen property.

104 in the Shade in Texas.

DALLAS, Tex., Aug. 27.-To-day the hottest day of the year in Texas. The thermometer at 2 o'clock this afternoon registered 104 degrees in the shade and registered 104 degrees in the 9 o'clock the mercury stood at 90.

Atlantic City for Labor Day. Atlantic City—delightful place for Labor Day eached by New Jersey Central 3 hours from New ork. Treins 9:40 A. M.; 3:40 P. M.; Saturday I P. M., Adr.

"The 20th Century Limited" is, of course, the New York Central's 20 hour train between New York and Chicago. It saves a day.—Adv.

COURT PUTS CROKER BACK.

GIVES A COMPLETE VICTORY TO THE FIRE CHIEF.

There Are Honor and Privilege Besides Salary in Office, Says Justice Hall, and Mr. Sturgls Had No Power to "Relleve" Croker of Either-Rives to Appeal.

Edward F. Croker is to be reinstated as Fire Chief by peremptory mandamus directed against Fire CommissionerThomas Sturgis by decision of Justice Hall of the Supreme Court, rendered yesterday. As two days' notice of settlement is usually given, it is probable that the writ will not be issued until Friday.

Chief Croker obtained a leave of absence about Aug. 2 for sixty days. He returned on Aug 18 and reported for duty. Commissioner Sturgis insisted that he complete the term of his vacation and when Croker declined "relieved" him from duty. The court's decision is in effect that the Fire Commissioner had no authority for his action. It says:

The claim of the respondent that the relator has not been suspended, but only relieved from duty, is unsound. The relief from duty uspends the right of the relator to perform the duties of his office, but the respondent by his order clearly shows that he intended to suspend the relator and prevent him from performing his duties, for he appointed another officer to perform the only duty assigned to the relator or properly pertaining to his office, viz : the command of the uniformed force There could not be two officers in command of the force or two chiefs of departments, as the law provides for only one It is contended on behalf of the responden that mandamus is not the proper remedy for the reason that if the act of the Commis recover the salary of the office. But there is no pretence here that the relator is threat-

is no pretence here that the relator is threatened with loss of salary, for the claim is that he is still on duty and is to report every Monday for duty, but he has been suspended or "relieved" from performing the duties which by law belong to his office.

The salary is not all that there is to an office. The right to perform the duties and to have the honor and privileges which pertain to an office and the right to be compelled to rest under the stigma of a suspension from duty for an indefinite period without any fault or neglect on the part of the officer are quite as important as the receipt of salary. It can hardly be considered for the good of the department that the officer in command of its principal bureau should perform no duties and receive full payand that for an absolutely indefinite term, to end only at the will and pleasure of the Commissioner. I am confident that the Legislature never intended to confer any such power on the Commissioner or, if it had, it would have done so in plain terms and not left it to inference or conjecture.

Aside from the rules governing the department I am clearly of the opinion that the leave of absence granted to the relator was a

Aside from the rules governing the department i am clearly of the opinion that the leave of absence granted to the relator was a personal privilege which could be terminated and surrendered at his pleasure and that, upon such surrender, he could return and assume the duties of his office. If this were not so the Commissioner could at any time force an officer to accept a yearion for a force an officer to accept a vacation for a long or short period as he saw fit and the result would be tantamount to a suspension om office. The voluntary abandonment of his vaca-

tion by the relator and his return to duty was an act rather to be commended than condemned. I have assumed and must assume that the respondent, in making the order relieving the relator, acted in perfect good faith and in what he believed was the best interests of the department, but he has exceeded his powers.

best interests of the department, but he exceeded his powers.

In the case before the court there is no pretence of the removal of the relator from the office of Chief of the Department or appointing him to an inferior position. On the contrary, the claim of the respondent is that the relator had not even been suspended, much less removed from office. But if such a claim were made, it would be absolutely without authority under the provisions of the avisting laws. he existing laws

On hearing of Justice Hall's decision Corcon hearing of sustice Hair's decision Corporation Counsel Rives, who advised Mr. Sturgis that he could "relieve" Croker from duty, said that he intended to appeal. He has thirty days in which to do so. Chief Croker was seen last night and asked if he had any comment to make on

"I will say this much," replied the Chief The only anxiety I have had in the matter was because of my wife. She is very ill at Good Ground, L. I., and I was afraid she might worry over this matter and that might make her recovery more difficult. I shall not go to Fire Headquarters to-morrow. I intend going to Good Ground, and will remain there until Friday or Saturday."

Saturday."

John J. Delaney, Chief Croker's counsel, said that Justice Hail had upheld every contention made in behalf of the Fire Chief. A two days' notice of the writ must be served on the Fire Commissioner before Chief Croker may go on duty. That will put him back on duty Saturday morning.

A number of telegrams were sent to the Chief last night congratulating him on the

result of his appeal to the courts.

Fire Commissioner Sturgis spent yesterday at his summer home at Babylon, L. I. He knew nothing of the decision in the Croker case until informed by a reporter. When asked what he would do porter.

Sturgis said: Mr. Stirgis said:
"There is but one thing to do, and that is
to obey the court. As to an appeal, that
is in the hands of the Corporation Counsel,
and I shall be guided by what he advises."

STRAY STEEL IN TROLLEY SLOT.

Cars Held Up and a Crowd Scared by an Odd Accident in Broadway. A 20-foot strip of band steel fell from truck at Broadway and Dey street yesterday afternoon and one end of it slipped into the trolley slot of the downtown track. The other end, "alive" with the electric current from contact with the channel rail, stuck up in the air at a crowded

crossing. The motorman of a south bound car held up by the obstruction, yelled to the crossing crowds to get out of the way. Then he jumped from his platform to stand guard over the steel band till relief

Half a dozen Broadway policemen joined the motorman, and they formed a circle around the dangerous strip of steel to keep back the 500 or more persons who had collected to see what would happen next and to offer suggestions.

One man rushed into a drug store and returned with a pair of rubber gloves, which he offered to a policeman. The policeman told him to put them on himself

and pull the steel out.

By this time a string of cars extending as far north as Chambers street had been stalled. The conductors and motormen ran forward and organized an emergency corps of electrical engineers. One of them got a rope with a slip noose which he gingerly dropped over the end of the steel band. The other end of the rope was tied to an uptown car and the car backed down the track. That didn't work for the steel was bent at right angles and became

wedged in the slot. Then a wise policeman collected a lot of sticks from a nearby builder, assured his companions that wood was a nonconductor, and then with six men prying at the ends of as many wooden levers the steel band was pulled out. Broadway car traffic was delayed for half an hour.

The "Colorado Special" to Denver from Chicago is only one night en route, leaving Chicago 6:30 P. M. daily. Low excursion rates every day via Chicago & North-Western and Union Pacific Rys. Offices 287 and 461 Broadway.—Ads.

Business men appreciate the rapid schedule of the Pennsylvania Special to Chicago. Adv.

They Went Bathing in a Pond at the Foot of Pawling Mountains.

PAWLING, N. Y., Aug. 27.-Annie Beach and her sister, Susan Beach, of Danbury, Conn., 16 and 18 years of age, respectively, and Martha and Stella Duncan of this village, 20 and 25 years of age, respectively, were drowned this morning in a pond at the foot of Pawling Mountains. Their bodies were recovered shortly after the news reached the village. The Beach sisters formerly resided in Pawling, but of late had been living with their mother in Danbury, Conn. Their father, George

Beach, is employed in the Decker milk

factory in Pawling. The Beach girls were

intimate friends of the Duncan sisters and

for some days had been spending their

summer vacation in Pawling. This morning they started off on their bicycles to make a trip to the Pawling Mountains and the ore beds, about three miles from the village. At the foot of the mountains and opposite the ore beds is a small pond, known as Pearce's Pond. When the young women reached this point it was proposed that they go in bathing. All agreed except Stella Duncan, who said she would sit on the bank and wait for her companions. After the three girls had got in the water and were splashing about they slipped off into the channel. They all cried to Stella Duncan for help, and not realizing the danger, she rushed into the deep water to save them, when all four sank to the bottom. Word was sent to the village, and in a short time the four bodies were found in twelve feet of water. They were taken to the Duncan house where Coroner Gaulkins

HER STYLE OF HAIR DRESSING. Girl Gives Up Piace in Government Printing

Office Rather Than Change It. WASHINGTON, Aug. 27 .- A young woman employed as a press feeder in the Government Printing Office has given up her employment because she refused to alter the style of dressing her hair, as requested to do by Foreman McFarland of the press room. She was told by the foreman that she could not continue in her work if she did not adopt a new style of hair dressing. She appealed to Private Secretary Ricketts, who in the absence of the Public Printer is at the head of the Government printing establishment. He was more diplomatic than the foreman in talking with the young woman, but he

nevertheless took a firm stand. "I am sorry, madam," said he, "that you are having serious differences with Mr. McFarland. I would not attempt to suggest to you how to wear your hair, which, I am sure, is most attractive as it is now. But the complaint is that your hair interferes with the feeding of the presses and causes the spoiling of many sheets of

paper." The young woman decided to accept the condition made by the foreman, however, and abandoned her work. It was said at the Government Printing Office to-day that if the young woman will return with her hair brushed smooth she may be reinstated.

BURIED WITHOUT A CASKET. Miss Martin's Body Removed From Coffin and Interred in a Winding Sheet.

ORANGE, N. J., Aug. 27.—The most peculiar interment which ever took place in the Oranges was that of the body of Miss Mary Redmond Martin, daughter of Mr. and Mrs. Frank E. Martin of Mountain avenue, lewellyn Park, which was buried in Rosedale Cemetery without a casket.

No reason for the interment of the body without either casket or box was vouchsafed at the home of the Martins. Mrs Martin said that it was a matter which concerned only the family, and of which she did not care to talk.

The funeral was private. The only persons present at the interment aside from members of the family, were the

grave diggers. When the hearse reached the cemetery the remains of the young woman were removed from the casket in which they were brought from Appledore, Isles of Shoals, N. H., where she died on Aug. 15, and were buried in nothing but a winding sheet.

Miss Martin was about 20 years old. The family is well known in West Orange, and the home in Llewellyn Park is one of the finest there

SPORT IS WORKING FOR CROKER He Says So-Chieftain Is Living High and So He'll Soon Be Back.

Sport admitted yesterday that he was running Tammany Hall in the interest of Richard Croker. John F. Carroll has a fight on his hands in his district, and he has evidence that many of the new comers there, who expect to vote at the September primaries and on election day, come from Sport's district. Sport, or Mr. Murphy,

said yesterday: "It's no use to beat around the bush, I'll be frank with you. I'm here to do what Croker wants.

Croker wants.

Croker has said that he does not care to return to America. As a matter of fact, and all Tammany Hall admits it, he will return to New York city next year if there is a possibility of winning the Mayoralty

"Croker," said one of his friends yester "does not know the value of money He is like a child with a thousand-dollar bill. His expenses in England are enor-mous. It may be necessary for him to return to New York city a year from this very month, and Morphy understands this situation perfectly.

EXPERT SWIMMER DROWNED. Was Giving an Exhibition of Fancy Strokes When He Sank Out of Sight.

Noah Bergher, 24 years old, of 111 7th treet, an instructor of gymnastics and athletics in Grammar School 94, was drowned in the North River off 126th street yesterday afternoon.

Bergher and two friends, Ralph Fair child and Allen Ward, went to the Riverside Boat Club to have a swim. Bergher, who is said to have been a powerful swimmer, entertained the other two with an exhibition of fancy strokes and dives for a while and then dived, leaving his companions on the He appeared to strike the water all right

and soon came to the surface. He was conscious and tried to strike out, but soon showed signs of distress. Fairchild jumped in, but Bergher sank before his companion reached him. His body was not recovered "The Cincinnati and St. Louis Limited."

Five trains a day from New York to Cincinnati and St. Louis by the New York Central, including "The Limited," leaving New York at 5:30 A. M. Crapberry Lake and Back, \$1.00 Special Sunday and Labor Day excursions to a Lackawanna railroad's picnic grounds, leaving lew York at 845 A. M. Delightful ride through mmil, Morristown and all the Oranges.—Ade.

FOUR YOUNG WOMEN DROWNED. SURPRISE FOR VAN DE WATER

HEARS AT QUARANTINE ABOUT THE WATT DIVORCE CASE,

In Which His Zealous Vestry Defended Him Before His Name Was Mentioned -Nothing to Say Yet About Mrs. Watt -Wife Greets Him Affectionately

The Rev. Dr. George R. Van De Water, rec or of St. Andrew's Episcopal Church in Harlem, returned vesterday on the Italian steamship Liguria from Europe, where he has spent a vacation of several months His return has been awaited with great interest by the members of his church and is friends at large. While Dr. Van De Water was in Europe members of his vestry caused this statement to be published in the newspapers of Aug. 1.

As certain statements have appeared i he newspapers seeking to identify the Rev Dr. Van De Water, rector of St. Andrew's Church, with the clergyman (whose name i not mentioned) referred to in an affidavit made by a colored woman and used on the motion for alimony in the suit by Mrs. Watt for separation from her husband, we, a majority of the vestry of said church (it being an impossibility to reach the other members), deem it our duty to say that from our knowledge of the relations of the rector with Mrs. Watt, we believe such relations to have been simply those that would naturally exist between any rector and one wh was a member of an active committee of the guild of the church. If the statements in said affidavit refer to Dr. Van De Water, we most emphatically do not believe that they are true, wherein they charge or insimiate any wrong on his part. Such an affidavit had, we are advised, no relevancy on the motion for alimony and could have been given little credence by the Judge, in view of the unusually large alimony and counsel fee granted. Its public use when the clergyman (whoever he is) was stated to be in Europe, and therefore incapable of defending himself, carries its own condemnation. We see no occasion far requesting Dr. Van De Water to return from his vacation.

E. J. SWORLS.

MALCOM G. FOSTER, WILLIAM H. SAGE, G. B. BONNEY, JORN BOTTOMLEY. W. F. REYNOLDS.

Dated JULY 31, 1002.

Dr. Van De Water's name was not brought affidavit refer to Dr. Van De Water, we most rendered a verdict of accidental drowning.

Dr. Van De Water's name was not brought into the Watt divorce case in any public proceedings or publicly connected with the case until members of his vestry began to bestir themselves. He had married Mr. and Mrs. Archibald Watt and was known to be an acquaintance of her and her husband. In the divorce case, affi-davits of a colored woman and of Mr. Watt himself both referred to the visits had been on convivial terms.

Mr. Watt says the clergyman stayed on the steam yacht American, owned by Watt, as late as 11 o'clock P. M. on one occasion and again until 10 o'clock P. M. The af-fidavit of the colored stewardess says he often came when Watt was away and sev-

often came when Watt was away and several nights a week; that he and Mrs. Watt went out together and once drank Scotch whiskey together in a restaurant.

The steward of the yacht averred that the clergyman came to the boat frequently at night after Mr. Watt had gone to bed and drank champagne with Mrs. Watt. When he came in the daytime they had cocktails. cocktails In reply to all this Mrs. Watt made this

affidavit:

I am a member of the Protestant Episcopal Church, much interested in its works and have done much for it.

I t is simply cruel, not alone to me, but to the clergyman referred to, to make any insinuations.

I have always been glad to entertain the clergy and have been frequently visited by them until the past year, when the defendant's habits became so much worse that I told them not to call any more.

At frequent times I have been in the company of a clergyman, it is true, but whenever I have been in his company it has been in the performance of a duty connected with the church or for the purpose of conferring with such clergyman on matters relating to the church and sometimes I sought his advice on my own personal affairs. I have never been gulity of any impropriety with said clergyman or with any other man.

Dr. Van De Water was the first off the affidavit:

Dr. Van De Water was the first off th Liguria when the gangplank had been made fast last night, and the first person made fast last night, and the nist personate to meet him was his wife. Dr. Van De Water gave her a warm embrace, which she returned. Then he kissed his stepshe returned, with his mother, and shook son, who was with his mother, and shook hands with his assistant, who was also

with the party.

"Have you got anything to say about
the Watt divorce case?" asked a reporter,
after these greetings had been exchanged
Dr. Van De Water hesitated a minute,

then he said:

"No, I haven't get a thing to say now but I may make a statement later. Yo see, I didn't know a thing about this matter.

"Didn't you know that your name habeen mentioned in the case?" was asked, "I said I didn't know anything about said the clergyman, drawing aside from his wife. "How can I make a statement until I look into the matter? I was absolutely ignorant of this matter until I reached Quarantine to-day. There I received a Quarantine to day. There's received a letter from my son telling me about it. Of course I was greatly surprised. But now I'm not going to say any more until I've had a few days to look into it. Then I may have something to say, but not now."

"Did you know Mrs. Watt?" asked an-

her reporter.
"I'm afraid I've said all I can just n "In alraid I've said all I can just now," repeated the minister pleasantiv. About his trip he was more communicative,
"I saw the Pope give his blessing to 80,000 people in Rome," said he, "and though a long way off heard his voice easily. He seems very well. I also saw the ruined Campanile. It is fenced in now to keep off souvenir hunters and they are excepting very executive, or reserved. vating very carefully in order to presery as many of the parts as they can for the new tower. Some of the ruins are fifty feet high. Altogether I had a very nice vacation."

DUKE BORIS AT THE FALLS. He and His Party View Niagara From

Both Sides of the River.

NIAGARA FALLS, N. Y., Aug. 27.-Grand Duke Boris and party, who arrived this morning, viewed Niagara to-day and were well pleased with the spectacle. They reached the Falls at 7:08 o'clock, but it was nearly noon before the Duke left his car and boarded the private car of the Gorge road for the Falls, Crossing the upper steel arch, they made the run to Table Rock and Chippewa, and then they rode down along the top of the cliff on the Cana-Rock and Chippewa, and then they rode down along the top of the cliff on the Canadian side, crossing at Lewiston to the Gorge road for the return to this city. After lurcheon they went on the Maid of the Mist, drove about the reservation and visited the great power installation. Tonight the Duke is at the Star Theatre in Buffalo, the guest of Mr. and Mrs. Alfred G. Kohlsted and Mrs. Cluck of New York. In the morning at 7:08 they leave here for Buffalo to take the Lake Shore Limited for New York, and will arrive there at 6 o'clock Thursday evening.

BUFFALO, Aug. 27.—The Grand Duke Boris came to this city to-night from Niagara Falls and saw "The Hogers Brothers in Harvard" at the Star Theatre. For an infraction of the rule against smoking in the lobby, the theatre porter hustled the Grand Duke into the street. Boris was undisturbed. After the performance the Grand Duke hurried to chat with two young women of the audience whom he had never seen before. Later he went to

young women of the audience whom he had never seen before. Later he went to the Hotel Iroquois.

Burnett's Coccains soothes the irritated scaip,

Along the Historic Hudson River run the tracks of the New York Central. You can enjoy the beauties of the American Rhine if you travel by the Central.—Adv.

MRS. DE WOLFE'S LONG SWIM. From Easton's Beach to Forty Steps, a Mile

Away. Then a Plunge Through the Surf. NEWPORT, Aug. 27.-Mrs. D. De Wolfe of New York is the best woman swimmer in the cottage colony. Yesterday she swam from Easton Beach to the Forty Steps, a distance of about a mile. There was a heavy surf on at the time. At the Forty Steps, the sea breaks over the rocks and it is quite difficult to make a landing, but Mrs. De Wolfe came ashore and was in no way hurt. The swimmer was

TO FORFEIT \$20,000 NECKLACE. Federal Authorities to Begin Proceedings

watched by a large crowd from the cliff

Against Women Importers. The United States District Attorney has been requested by the customs authoritles to begin forfeiture proceedings against the \$20,000 pearl necklace which was imported, but not declared, it is alleged, by Miss Ellen D. Hunt and Miss Ella H. Vandeveer a week ago. Miss Hunt and her niece. Miss Vandeveer, arrived from Paris on that day on the Kronprinz Wilhelm, and Treasury Agent Theobold seized the necklace, which, it is said, Miss Vandeveer

was wearing. Miss Hunt lives at 42 East Fiftieth street but she and Miss Vandeveer are now at Freehold, N. J. District Attorney Burnett has referred the case to his assistant, Mr. Parsons, and has instructed him to begin whatever proceedings he considers advisable.

TO NOMINATE IN MISSISSIPPI Republicans Heed President's Advice to

Enter Congressional Contests. NEW ORLEANS, La., Aug. 27 .- It is announced from Mississippi that in deference to the recent suggestion of the President, Republican candidates for Congress will be nominated in all of the eight districts of Mississippi. There is no hope of success, and it is conceded that the nomination, by bringing out the Democratic votes, will assure larger Democratic majorities but it is hoped from the vote cast to determine whether the President's recent utterances and policy as to Southern nominations have increased the Republican strength in the South.

· AUGUSTINIANS HEAD HERE. But Not. He Says, to Discuss the Status

of the Philippine Friars. The Most Rev. Thomas Rodriguez, D. D. O. S. A., the head of the Augustinian Order, whose headquarters are in Rome, said through an interpreter yesterday after he left the steamship Liguria that he had not come to take any part in the negotiations over the friare in the Philippines, most of whom belong to the order. This is his first visit to this country and Father Rodriguez said it was solely to visit the order

QUITS KANSAS CITY PLATFORM. Iowa Congress Convention Refuses

Reuffrn It. Stoux CITY, Ia., Aug. 27- The Eleventh district Democratic Congress convention, T. M. Zink, refused to reaffirm the Kansas City platform.

SAYS WE MUST HAVE MORE SHIPS. London "Times." Comment on President Roosevelt's Speech.

Special Cable Despatch to THE SUN LONDON, Aug. 28.-The Times, in an ediorial on President Roosevelt's reassertion of the Monroe Doctrine, coupled with the intimation that the construction of an Isthmian canal will soon begin, says this means that the United States must greatly

ncrease its naval power. Great Britain has no reason to object to the protest of the United States against the acquisition of new territorial rights in North or South America by any of the European Powers. That is not a principle of international law, but a question of policy -one on which every government has an indisputable claim to take its own line of

procedure. SULTAN CAN'T HAVE HIS WARSHIP German Builders Hold It Because He

Hasn't Pald. Special Cable Despatch to THE SUN. BERLIN, Aug. 27.-The managers of Houwaldt's shipyards at Kiel refused today to deliver a warship which had been ordered by the Turkish Government, because of the inability of the Porte to pay the third installment on the price of the vessel.

Four Turkish officers and forty-four sailors who had arrived at Kiel to bring the vessel to Turkish waters will now have to return without a ship.

\$6,000,000 SUGAR CO. IN CANADA. C. A. Spreckels and His Attorney in Mon

treal to Float It. MONTREAL, Quebec, Aug. 27.-Claus Spreckels of New York, president of the Federal Sugar Refining Company, accompanied by his counsel, W. W. Cook of New York, arrived at the Windsor Hotel yesterday. They contemplate the or-ganization of a Canadian company with a capital of \$6,000,000 to exploit the process of sugar refining invested by Mr. Spreckels now in successful operation in the United

Papers for the incorporation of a Ca nadian company were signed and for-warded to Ottawa.

New U. S. Assistant District Attorney.

William Usher Parsons, one of the Assistant United States District Attorneys under Gen. Burnett, has tendered his resignation, to take effect on Sept. 1. Henry A. Wise, son of John S. Wise, former Governor of Virginia, will take Mr. Parsons's place. Mr. Wise now practises law with his father. The retirement of Mr. Parsons is due to the ill-health of his father.

Culver M. Demarest, a prominent mem ber of the Eighth Ward Republican Club of Jersey City, was expelled from membership at a meeting of the Board of Governors on Tuesday night. It was charged

Club Expels Alleged Wife Stealer.

since brought suit for divorce. Niagara Falls and Back \$9.00 via Lackawanna Railroad. Tickets good, going, on evening trains of August 29 and all trains August 30 and 31: good to return to September 2. Round trip to Toronto, \$10.50, good to September 4.—Ads.

that Demarest ran away on Aug. 12 with the wife of another member. The latter has

Special Cable Despatch to THE SUN.

BRUSSELS, Aug. 27.-The international military ride from Brussels to Ostend, a distance of 821/2 miles, for King Leopold's prize, resulted in an easy victory for the Frenchmen. An enormous crowd witnessed the start, which was made in a violent hailstorm. The horses were hoof-deep in mud during the contest. There were sixty-one competitors and

they started at intervals of five minutes. They were divided into six squads. From the fifteenth to the thirty-seventh mile a French dragoon of the name of Valder held the lead. Before the fortieth mile was reacted four Belgians and one Dutchman gave up the struggle because of the exhaustion of their horses. tinued to be a sensational and brilliant affair. At the 621/2-mile post the leader was

Capt. Kielland, a Norwegian, who made the distance in 4 hours and 21 minutes Lieut. Bauzil, a Frenchman, was second, in 4 hours and 28 minutes. Lieut. Madamet, another Frenchman, who finally won, was third at this point, in 4 hours and 44 mintues. After passing the 621/2-mile point the

hardest part of the ride began, and the affair developed into the severest kind of an ordeal. Many horses fell exhausted. Three of the animals dropped dead before

When near Ostend the French Lieutenant Bauzil who noticed that his horse was dving, drew his revolver and blew its brains out. The only English officer in the contest, Lieut, Gibbon, saw his mount was exhausted and dismounted while the animal panted its life away.

The scene at Ostend when the Frenchman, Lieut, Madamet, riding a Hungarian thoroughbred, came in first, was one of great enthusiasm. The horse died soon after the victory. The second, third and fourth at the finish were all Frenchmen. Then came a Norwegian, a Dutchman and a Belgian.

20 mit.utes. MARRIED IN A BALLOON.

The time of the winner was 6 hours and

Couple United at a Height of One Mile at a Tioga, Pa., Pair. BINGHAMTON, N. Y., Aug. 27.- Thomas L. Bennett of the Fletcher Manufacturing

Company of Providence and Miss Edith Ring, who is an employee of the Manchester mill, were married on a wager in a balloon at a height of one mile, before a large crowd of spectators, at a Tioga, Pa.,

fair.

A prize had been offered the couple who would be married in a balloon, and a friend of Bennett's, knowing of his approaching wedding, in a joke wrote to him offering to wager \$25 that he dare not accept the proposition. Bennett conferred with his flancée and she consented.

A minister was found who was willing to go up with them and the ceremony was performed in midair. The descent was safely made and the couple said the experience was a most delightful and novel

BOYCOTTED A FUNERAL.

Union Men Wouldn't Carry Woman's Coffin -Her Son Works in the Mines. MOUNT CARMEL, Pa., Aug. 27. - Because her son was a non-union workman, pall bearers at the funeral of Mrs Martilla Wortulas of this place refused to bear her body to the grave this afternoon. The selected pallbearers were all union men, and when they were told that the woman had a son now working at one of the collieries they refused to act. The funeral was delayed for some time until four other pallbearers

were found. Two more willing to bear the body to the cemetery could not be found in the com-pany and the four men started out with the coffin. They were joined later by two pedestrians, one of them being in overalls.

Ambassador Tower's Gift to Philadelphiae

Special Cable Despatch to THE SUN. ST. PETERSBURG, Aug. 27 .- Mr. Charles magne Tower, the American Ambassador to Russia, has presented 2,500 volumes to the Philadelphia library. The collection includes the principal Russian works.

Pocono Mountain Special will leave New York Friday and Saturday at 2 via Lackawanna Railroad for Delaware of Gap, Mount Pocono and all resorts in Pocono at tains. Special trains returning Lackawanna and following morning.—Ads. Leave New York 1:55 P. M., Arrive Chicago S:55 A. M.

The Pennsylvania Special via Pennsylvania Raliroad. Dining car; buffet smoking car.—Adv.